

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**DESIGN BASICS, LLC,**  
**Plaintiff**

**v.**

**MTF ASSOCIATES, INC., et al.,**  
**Defendants**

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**No. 1:17-cv-00031**

**(Judge Kane)**

**ORDER**

**AND NOW**, on this 28th day of March 2019, upon consideration of Haubert Construction, LLC d/b/a Fogarty Homes, Fogarty Homes, Inc., and Randall E. Haubert's (the "Haubert Defendants") Motion for Leave to File Amended Answer and Affirmative Defenses (Doc. No. 37), Defendants MTF Associates, Inc., Fogarty Homes, Inc., JF Development Corporation, John Fogarty Custom Built Homes, Inc. d/b/a Distinctive Homes by Fogarty, and John T. Fogarty's (the "Fogarty Defendants") Motion for Leave to File Amended Answer and Affirmative Defenses (Doc. No. 41), and the Haubert Defendants' Motion to Compel (Doc. No. 39), **IT IS ORDERED THAT:**

1. The Haubert Defendants' Motion for Leave to File Amended Answer and Affirmative Defenses (Doc. No. 37) is **DENIED**;
2. The Fogarty Defendants' Motion for Leave to File Amended Answer and Affirmative Defenses (Doc. No. 41) is **DENIED**; and
3. The Haubert Defendants' Motion to Compel (Doc. No. 39) is **DENIED**.

s/ Yvette Kane  
Yvette Kane, District Judge  
United States District Court  
Middle District of Pennsylvania